

EXHIBIT “C”

1  
2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK

4 -----X  
ALEX HOLMES, et al.,

5 PLAINTIFF,

6 -against-

7 Case No.:

8 1:20-cv-04448-LJL

9 CHET MINING CO., LLC, et al.,

10 DEFENDANTS.

11 -----X  
12 DATE: March 4, 2022

13 TIME: 11:35 A.M.

14  
15 CONTINUED DEPOSITION of the  
16 Defendant, CHET STOJANOVICH, taken by the  
17 Plaintiff, pursuant to an Order and to the  
18 Federal Rules of Civil Procedure, held at  
19 the offices of Veritext Legal Solutions, 7  
20 Times Square, 16th floor, New York New  
21 York, before Cathy Leone via Veritext  
22 Virtual Zoom, a Notary Public of the State  
23 of New York.  
24  
25

A P P E A R A N C E S:

E. STEWART JONES HACKER MURPHY LAW OFFICE  
Attorneys for the Plaintiff

ALEX HOLMES, et al.

200 Harborside Drive, Suite 300

Schenectady, New York 12305

BY: JOHN HARWICK

jharwich@joneshacker.com

CHET STOJANOVICH, Pro-Se Litigant

ALSO PRESENT:

VERITEXT LEGAL SOLUTIONS

BY: MATTHEW CHIN-QUEE, Videographer

NICO DRAMONTANI

ALEX HOLMES

\* \* \*

F E D E R A L S T I P U L A T I O N S

IT IS HEREBY STIPULATED AND AGREED by and between the counsel for the respective parties herein that the sealing, filing and certification of the within deposition be waived; that the original of the deposition may be signed and sworn to by the witness before anyone authorized to administer an oath, with the same effect as if signed before a Judge of the Court; that an unsigned copy of the deposition may be used with the same force and effect as if signed by the witness, 30 days after service of the original & 1 copy of same upon counsel for the witness.

IT IS FURTHER STIPULATED AND AGREED that all objections except as to form, are reserved to the time of trial.

\* \* \* \*

1 C. STOJANOVICH

2 The attorneys participating in  
3 this deposition acknowledge that the  
4 Court Reporter is not physically  
5 present in the deposition room and  
6 that the Court Reporter will be  
7 reporting this deposition remotely.

8 They further acknowledge that  
9 in lieu of an oath administered in  
10 person, the Court Reporter will  
11 administer the oath remotely.

12 The parties and their counsel  
13 consent to this arrangement and waive  
14 any objections to this manner of  
15 reporting.

16 THE VIDEOGRAPHER: Good  
17 morning. We are going on the record  
18 at 11:35 a.m. on March 4, 2022. This  
19 is Media Unit 1 of the deposition of  
20 Chet Stojanovich in the matter of  
21 Alex Holmes v Chet Mining Company  
22 LLC, et al. in the United States  
23 District Court, Southern District of  
24 New York, No. 20-CV-4448.

25 The deposition is being held at

1 C. STOJANOVICH

2 Veritext located at 7 Times Square,  
3 New York, New York.

4 My name is Matthew Chin-Quee  
5 from the firm Veritext and I am the  
6 videographer. The court reporter is  
7 Cathy Leone from Veritext.

8 Will counsel please introduce  
9 yourself?

10 MR. HARWICK: John F. Harwick,  
11 E. Stewart Jones Hacker Murphy for  
12 the plaintiffs and judgment  
13 creditors, Alex Holmes, et al.

14 THE VIDEOGRAPHER: Will the  
15 court reporter please swear in the  
16 witness?

17 C H E T S T O J A N O V I C H, called as  
18 a witness, having been first duly sworn by  
19 a Notary Public of the State of New York,  
20 was examined and testified as follows:

21 EXAMINATION BY

22 MR. HARWICK:

23 Q. Mr. Stojanovich, as you know,  
24 my name is John Harwick. I represent a  
25 group of individuals that have judgments

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C. STOJANOVICH

against you, federal court judgments arising out of a lawsuit that was brought against you in the Southern District of New York with regard to your theft of their funds after promising bitcoin mining equipment and mining services. This is a continuation of your deposition after we made a motion for contempt and you are here under court order.

Do you understand that?

A. What you first said. I don't entirely understand the second part. The court order I understand.

Q. You understand that we had a conference with the judge and the judge ordered you to appear in person today in Manhattan?

A. Right.

Q. Thank you for appearing.

The judge also ordered you to search your records and disclose the various documents that were subpoenaed by me and also demanded at your last deposition in this case. Have you

1 C. STOJANOVICH

2 delivered those documents to me as of  
3 today?

4 A. I sent you an e-mail very  
5 recently asking you if there is anything  
6 else that you additionally needed. I sent  
7 you three e-mails actually.

8 Q. For the record, I don't have  
9 any of the document responses to the  
10 subpoena that we served and I don't have  
11 any of the documents --

12 A. Okay --

13 Q. You have to let me talk. We  
14 can't both talk at the same time.  
15 Otherwise, we will be here all day.

16 A. Go ahead.

17 Q. For the record, I want to put  
18 on the record that I have not received  
19 documents in electronic format that are  
20 responsive to the subpoena. I have not  
21 received documents in electronic or other  
22 format that are responsive to the demands  
23 that were made at your last deposition and  
24 that the court ordered you to produce, so  
25 we will be moving forward with the contempt



1 C. STOJANOVICH

2 proceeding against you. We will be asking  
3 the judge for an order directing the United  
4 States Marshal to place you under arrest  
5 until such time that we do receive all of  
6 the documentation that was called for by  
7 the subpoena that was served upon you and  
8 for the documentation that was requested at  
9 the last deposition in this case where you  
10 appeared and I put various demands on the  
11 record, so I just wanted to make that  
12 clear.

13 Are you represented by counsel  
14 today?

15 A. I don't have a counselor today  
16 at the deposition. They said that a  
17 counselor could be present, but getting  
18 here was very difficult. I wasn't sure if  
19 I was going to be able to make it  
20 physically.

21 Q. What is your legal name,  
22 Mr. Stojanovich?

23 A. Chet Stojanovich.

24 Q. What's the name that appears on  
25 your birth certificate?

1 C. STOJANOVICH

2 A. Chet Stojanovich.

3 Q. Is it Chester or Chet?

4 A. Chet Stojanovich.

5 Q. Is your legal name Chester  
6 Stojanovich?

7 A. No. It is Chet Stojanovich.

8 Q. Is there another Chester  
9 Stojanovich in your family?

10 A. Yes.

11 Q. Who is that?

12 A. My grandfather has the named  
13 Chester and I believe my cousin, as well.  
14 I'm not very close with my family.

15 Q. Do you have a bank account at  
16 Morgan Stanley?

17 A. I do. I got a bank account  
18 there and it wasn't really open and  
19 activated, I think, until late September.  
20 I don't know. I wasn't funded at all until  
21 November.

22 Q. What's your affiliation with  
23 the company called Phoenix Data?

24 A. Phoenix Data is a company that  
25 I was working with for a few months.

1 C. STOJANOVICH

2 Q. Are you an owner of Phoenix  
3 Data?

4 A. I do have shares. I don't know  
5 what the exact holdings are.

6 Q. What is the legal name of that  
7 entity?

8 A. Phoenix Data.

9 Q. Phoenix Data?

10 A. I think so.

11 Q. Is that an LLC or an Inc.?

12 A. I don't know. I would have to  
13 look up that. That's outside of my  
14 purview.

15 Q. Who are the other partners?

16 A. I don't know who is listed on  
17 it. The filing wasn't done by me.

18 Q. Who was the filing done by?

19 A. I think it was done by SWIFT.

20 Q. Is that an individual?

21 A. No. It is a company.

22 Q. Are you the sole member of  
23 Phoenix Data?

24 A. I don't know how it was  
25 incorporated, who was the shareholders and

1 C. STOJANOVICH

2 where.

3 Q. It has a website though,  
4 correct?

5 A. I don't think so anymore.

6 Q. What's your girlfriend's name?

7 A. I don't have a girlfriend. I  
8 have a fiancée.

9 Q. What is your fiancée's name?

10 A. Tamsan, T-A-M-S-A-N.

11 Q. What is her last name?

12 A. Measroch.

13 Q. Spell that.

14 A. M-E-A-S-R-O-C-H.

15 Q. What's your date of birth?

16 A. I am drawing a blank right now.  
17 January 30, I believe, '89.

18 Q. January 30, 1989; is that  
19 correct?

20 A. That's correct.

21 Q. What's your phone number?

22 A. I don't have my phone with me.  
23 I don't memorize numbers.

24 Q. You didn't bring your phone  
25 with you today?

1 C. STOJANOVICH

2 A. No.

3 Q. Where is your phone?

4 A. I think it is either in the car  
5 or it is in storage.

6 Q. How did you get to today's  
7 deposition?

8 A. What?

9 Q. How did you get to today's  
10 deposition?

11 A. I got down here via a vehicle,  
12 a car.

13 Q. Whose vehicle?

14 A. It was a rental vehicle that I  
15 was able to get at the last minute.

16 Q. Where did you rent the vehicle  
17 from?

18 A. I don't know the rental  
19 company. I could look it up if you would  
20 like.

21 Q. Go ahead. Did you bring an  
22 iPad, a computer or anything with you  
23 today?

24 A. No, I didn't.

25 Q. Did you bring any hard drives

1 C. STOJANOVICH

2 with you today?

3 A. I don't have any hard drives.  
4 The hard drive that you asked about before,  
5 when I went to go look for it, I didn't  
6 have it, so I don't have anymore backup  
7 drives, so that's kind of the difficulty  
8 when I first brought that up with you. I  
9 told you that I would look for it when I  
10 couldn't find it. It was -- it has been  
11 gone, so I haven't got a replacement drive  
12 because I don't have a lot of data to back  
13 up anymore.

14 Q. Where does your girlfriend  
15 live?

16 A. My girlfriend is -- I don't  
17 have a girlfriend, like I said before. I  
18 have a fiancée and she lives in -- she  
19 lives in New York most of the time, but she  
20 has been in California.

21 Q. What's her address?

22 A. I don't have her contact  
23 details or information.

24 Q. You don't know your fiancée's  
25 address? You realize that you are

1 C. STOJANOVICH

2 testifying under oath?

3 A. I don't have her address  
4 registered. She stayed with me at my old  
5 apartment and since we have been between  
6 places, it is kind of a new thing, so --

7 Q. Is it your testimony under oath  
8 today, and this testimony is going to be  
9 shared with the federal court judge, that  
10 you don't know your fiancée's address?

11 A. Off the top of my head, I  
12 don't. I could look it up. Like I said  
13 before, I don't memorize these things. I  
14 basically have it stored in my phone or  
15 written down in a book or something, that  
16 is kind of like an address book, but I  
17 don't memorize that stuff.

18 Q. Do you live with your fiancée?

19 A. I did, yeah. Right now, I am  
20 in between places, so it is kind of a  
21 difficult thing.

22 Q. When did you get engaged to  
23 your fiancée?

24 A. Last year.

25 Q. What's your current address?

1 C. STOJANOVICH

2 A. I am between places right now,  
3 so I don't have a permanent address yet.

4 Q. What's your temporary address?

5 A. The last place I stayed at, I  
6 believe, was 4545 Park Avenue. I can pull  
7 up -- the record is downstairs. I can go  
8 and see what it is because I'm in between  
9 places. I don't have a standalone address  
10 right now. I have been using digital  
11 e-mail for any kind of communications and  
12 storing everything at the postal office.

13 Q. What's your e-mail address?

14 A. My e-mail address -- I just  
15 e-mailed you a little bit ago. It is  
16 Chetchet11.

17 Q. What's your phone number?

18 A. 310-824-3903.

19 Q. What provider do you use for  
20 phone service?

21 A. Verizon. I'm trying to switch  
22 over to a better provider, but Verizon is  
23 what I got right now.

24 Q. What are your sources of  
25 income?



1 C. STOJANOVICH

2 A. Right now I am still sorting  
3 that out.

4 Q. Do you have any source of  
5 income?

6 A. Not right now, not at this very  
7 moment.

8 Q. Did you retain counsel in  
9 California?

10 A. Yes.

11 Q. How did you pay them?

12 A. That was before I moved. When  
13 I lost my space, it changed what it was.  
14 Before that was paid through a deposit.

15 Q. Right. From what source?

16 A. Just from revenue from the  
17 business that I was running.

18 Q. Was it from a bank account?

19 A. Yes.

20 Q. Okay. What bank account?

21 A. I think that it was -- now, I'm  
22 not positive, but I think this was done  
23 through my Capital One, but I'm not  
24 positive on that. It was quite a while  
25 ago. It was almost six months ago, so it

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C. STOJANOVICH

was kind of hard to remember how that was transferred.

Q. Was it paid by wire or by check?

A. I think it was actually -- I think it was -- six months ago I think I actually used my credit card that I had at the time that I don't have right now. Again, I think I had a credit card that I used at the time.

Q. Do you have your wallet with you today?

A. No. I left everything downstairs.

Q. Where downstairs?

A. I left everything, I think, in the vehicle or it is either at the storage location.

Q. Where is your storage location?

A. It is just one of those lockers that you can get.

Q. Now you recently moved out of Duane Street?

A. I wouldn't say recently. It

1 C. STOJANOVICH

2 has been some time. I have been  
3 transitioning out of that place since  
4 January.

5 Q. Did they pay you to leave?

6 A. They did.

7 Q. How much?

8 A. 2800.

9 Q. Where did you put that money?

10 A. I put that money -- I sent  
11 money out and I put that money to  
12 basically, you know, temporary space.

13 Q. Where did you put that money?  
14 Did you put it in an account?

15 A. Yeah. I did a deposit and then  
16 I did the withdrawal part. This is before.

17 Q. Where did you deposit the  
18 money?

19 A. I think this was at RBC before  
20 the account was closed.

21 Q. That's Royal Bank of Canada?

22 A. Yes. It was Royal Bank of  
23 Canada. I think that's what it was --  
24 yeah, Royal Bank of Canada.

25 Q. When did you open that account?

1 C. STOJANOVICH

2 A. December or -- December or  
3 November. I'm not sure exactly, but it was  
4 at the end of the year, after --

5 Q. Is that account closed or open?

6 A. All closed.

7 Q. What bank accounts do you have  
8 now?

9 A. Right now, I just have my --  
10 let's see. I have my Santander Bank right  
11 now.

12 Q. How much money is in that  
13 account?

14 A. I have \$30 in that account  
15 right now, to the best of my knowledge. It  
16 is still going through the opening process.

17 Q. Where did you fund that account  
18 from?

19 A. Cash that I had. I had \$30, so  
20 I put \$30 in.

21 Q. What other bank accounts do you  
22 have?

23 A. I have -- I think I just -- I'm  
24 waiting on an opening approval from another  
25 account and I think Citizens is coming in,

1 C. STOJANOVICH

2 but I have -- I'm trying to think.

3 Santander is the one that I have right now.

4 That's the main account that I have right

5 now. It is hard to find a bank. I don't

6 have Morgan Stanley to use and I don't have

7 Capital One.

8 Q. Why not?

9 A. Because you have a subpoena in  
10 it, I think.

11 Q. Are those accounts frozen to  
12 your knowledge?

13 A. Yes, they definitely are.

14 Q. Now, there is approximately 150  
15 to \$175,000 in Phoenix Data's account at  
16 Morgan Stanley, are you aware of that?

17 A. Yes. I sent you over the  
18 statement for that account.

19 MR. HARWICK: For the record, I  
20 did not receive that.

21 Q. When did you send that?

22 A. I sent it first on February  
23 14th and I sent it again two days ago and I  
24 sent it again today. You haven't received  
25 any of those e-mails?

1 C. STOJANOVICH

2 Q. No. What was the source of the  
3 funds in the Morgan Stanley account for  
4 Phoenix Data?

5 A. I would have to see. I think  
6 it may have been a wire transfer for a  
7 purchase that I don't know.

8 Q. Are you still in the  
9 cryptocurrency business?

10 A. I am segueing out of that  
11 completely.

12 Q. Are you still in the business  
13 now?

14 A. Nope. I'm staying out of it  
15 completely right now. I am focusing  
16 predominantly on entertainment and I'm  
17 looking at education as a focus.

18 Q. Do you own any cryptocurrency?

19 A. I think that my coin base which  
20 is closed has about \$400 in cryptocurrency  
21 in it, but I haven't got that sorted out  
22 yet or why that's closed out or what the  
23 issue is.

24 Q. Other than that, do you own any  
25 other cryptocurrency?

1 C. STOJANOVICH

2 A. I may have a few random coins  
3 from before, but I don't know where they  
4 would be. I don't have -- my apartment had  
5 a surge and basically fried all of my  
6 systems and my two desktops in there are  
7 fried and my laptop, that's fried.

8 Q. What does your fiancée do for a  
9 living?

10 A. She is not working right now.

11 Q. Do you have a job?

12 A. That's what I'm working on  
13 right now, kind of segueing over.

14 Q. Do you have any source of  
15 income right now?

16 A. I answered that earlier.  
17 Right now I don't have a source of income  
18 or regular checks coming in.

19 Q. Do you have a safety deposit  
20 box anywhere?

21 A. No, not that I know of.

22 Q. Do you have any brokerage  
23 accounts?

24 A. Morgan Stanley is a brokerage  
25 account, I believe.

1 C. STOJANOVICH

2 Q. Do you work with an advisor  
3 there?

4 A. There is -- I don't know who my  
5 advisor is now. There was -- what was it?  
6 DV something or DV something or other that  
7 was on there.

8 Q. Do you know a gentleman by the  
9 name of Cunningham?

10 A. Cunningham? I don't know  
11 anybody with the first name Cunningham.

12 Q. Do you know a gentleman by the  
13 name of Troy Cunningham?

14 A. Troy works for Wattum,  
15 W-A-T-T-U-M.

16 Q. Did you defraud Mr. Cunningham?

17 A. I am not going to go there.

18 Q. Are you aware there is a  
19 pending lawsuit against you in the Southern  
20 District brought by Mr. Cunningham?

21 A. I will talk to my counselors in  
22 California about that.

23 Q. Are you receiving the e-mails  
24 that I sent to your new e-mail address?

25 A. Chetchet11?



1 C. STOJANOVICH

2 Q. Yes.

3 A. I got an e-mail earlier. I  
4 didn't get a response back.

5 Q. Was that e-mail from me?

6 A. Yeah.

7 Q. So that's a valid working  
8 e-mail address; is that correct?

9 A. Excuse me?

10 Q. Is that a valid working e-mail  
11 address?

12 A. Yes, Chetchet1122@gmail.com and  
13 Chetchet11.

14 Q. You can receive notices at that  
15 e-mail; is that correct?

16 A. I don't know if that means  
17 notices as in -- can you be specific or  
18 clarify?

19 Q. Who is Paul Wu?

20 A. Paul Wu?

21 Q. Yes.

22 A. Paul Wu is a stuntman that  
23 works up in Vancouver.

24 Q. Are you friends with him?

25 A. Yeah. He is a nice guy, a

1 C. STOJANOVICH

2 really good guy.

3 Q. Are you business associates  
4 with him?

5 A. Not at this moment. We do talk  
6 a lot, but -- we usually talk a lot. It  
7 has been a little bit of time. He has been  
8 very busy.

9 Q. What's his number?

10 A. I don't have my phone numbers,  
11 as you well know.

12 Q. Where is your phone again  
13 today? Is it down in your car?

14 A. I think it is in my car or in  
15 the storage --

16 Q. Where did you park?

17 A. Somewhere within like three  
18 blocks. I think it is on 44th, 45th --  
19 maybe it is 47th. I don't know.

20 Q. How did you pay for parking?

21 A. I haven't paid for parking.

22 Q. How are you going to pay for  
23 parking today when you leave?

24 A. I have cash on me.

25 Q. How much cash do you have on

1 C. STOJANOVICH

2 you?

3 A. I don't know. I think I have  
4 got 60 bucks in my pocket. I'm not sure,  
5 maybe 65 or something. I think I have  
6 three 20s in here, \$66, I think.

7 Q. Now, you rented a car, but it  
8 is your testimony under oath today that you  
9 don't know the name of the rental company?

10 A. I don't know. It is a very  
11 small rental company like a remote rental  
12 car company. It is not like Hertz or  
13 Budget Or Enterprise or any of those  
14 places.

15 Q. Where is it located?

16 A. It is located -- I think it is  
17 located throughout the United States and  
18 Canada. It is like one of those rideshare  
19 kind of places, kind of like a Zipcar, but  
20 much smaller than that company.

21 Q. Did you pay for that using a  
22 credit card or did you have to put a  
23 deposit down like a credit card?

24 A. No, I don't have a credit card,  
25 like I said.

1 C. STOJANOVICH

2 Q. You don't have any credit?

3 A. No.

4 Q. How did you pay for the rental?

5 A. That's one of those places that  
6 let's you rent with a debit.

7 Q. What debit card did you use?

8 A. I honestly don't know. I would  
9 have to go to the rental agreement and I  
10 don't have that with me.

11 MR. HARWICK: We would request  
12 a copy of the rental agreement and a  
13 copy of the debit card that you used.

14 Q. Where is the debit card tied  
15 to, what bank?

16 A. I am assuming it is in my  
17 wallet. I don't have that on me right now.

18 Q. Where is your wallet?

19 A. Like I said before, I think it  
20 is either in the car or in the storage  
21 thing.

22 Q. Have you filed tax returns  
23 within the last five years?

24 A. The lawyers are still working  
25 that out.

1 C. STOJANOVICH

2 Q. Have you filed tax returns  
3 within the last five years?

4 A. I don't know. They are still  
5 working that out. That's not my purview.  
6 I don't do my taxes directly. I don't know  
7 how to do them.

8 Q. Have you signed tax returns  
9 within the last five years?

10 A. I sent them some paperwork, but  
11 I don't have actual tax returns at my  
12 disposal and I am waiting to here back how  
13 it is going to work. We were operating at  
14 a loss for three years.

15 Q. Have you filed a federal or  
16 state personal tax return within the last  
17 five years; yes or no?

18 A. I don't -- I honestly don't  
19 know because I haven't talked to my  
20 counselor about that. They are working  
21 through that.

22 Q. Who is your counselor?

23 A. Mark. You know him very well.

24 Q. So it is your testimony that  
25 Mark Riera is assisting you with your tax

1 C. STOJANOVICH

2 returns?

3 A. The law firm is.

4 Q. The law firm is?

5 A. Yes, because we had -- it was a  
6 complicated situation with my taxes  
7 because --

8 Q. What's the complicated  
9 situation?

10 A. The CPA before, the certified  
11 public accountant before had passed away  
12 prior to my filing and it was then brought  
13 over to H&R in a desperate attempt to get  
14 it sorted out, but they ended up losing all  
15 of my paperwork, and I am still working  
16 things out with my lawyers. It is  
17 complicated. I don't fully understand it.  
18 I am trying to, but they are giving me  
19 guidance with that respect.

20 Q. What attorneys are you working  
21 with at Mark Riera's firm on your tax  
22 returns?

23 A. I have been talking to Bradford  
24 Cohen a little bit on that side, but I  
25 don't know exactly who is going to be doing

1 C. STOJANOVICH

2 what in which capacity. The law firm  
3 pretty much handles that as a company and  
4 then they determine who handles exactly  
5 which aspect of --

6 Q. How much of a retainer balance  
7 do you have left at Mark Riera's firm?

8 A. I don't know.

9 Q. How much did you pay them up  
10 front?

11 A. 30,000 so far, I think, maybe  
12 more.

13 Q. Where did you get the money for  
14 that, Chet?

15 A. The 30,000 was put on my credit  
16 card before and that's how I was paying  
17 him. I was putting 5,000 on at a time.

18 Q. Have any credit card companies  
19 obtained judgments against you for unpaid  
20 bills?

21 A. Not that I know of.

22 Q. What about American Express?

23 A. I haven't talked to American  
24 Express about that, but the last I spoke to  
25 American Express, I was trying to sort out

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2 exactly what had happened. I paid them up.  
3 To the best of my knowledge, I paid them up  
4 and there was a credit due, but we are  
5 still working on that.

6 Q. When you left your Duane Street  
7 apartment, tell me exactly when you left  
8 that apartment.

9 A. I don't know the exact date,  
10 but I started segueing out of that place in  
11 January.

12 Q. Were you being evicted from  
13 that apartment?

14 A. We had a dispute and they had  
15 four complaints that they removed from the  
16 system.

17 Q. How much back rents do you owe  
18 that landlord?

19 A. I don't.

20 Q. You owe them nothing?

21 A. We settled things.

22 Q. How much did you settle for?

23 A. They paid me 2800.

24 Q. When was the last time you paid  
25 them rent before January 2022?



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2 A. January -- January through  
3 April -- I'm not really sure, somewhere in  
4 that time in 2020.

5 Q. In 2020?

6 A. Yeah.

7 Q. So you didn't pay rent for  
8 approximately three-quarters of the better  
9 part of the year; is that correct?

10 A. They rejected my payments for  
11 rent, so it ended up being a point of  
12 contention.

13 Q. What account were you trying to  
14 pay them from?

15 A. I don't remember. That was  
16 2020.

17 Q. The Royal Bank of Canada  
18 account, is that frozen, to your knowledge?

19 A. No. That's closed.

20 Q. Okay. What companies, LLCs,  
21 corporations, businesses do you have an  
22 ownership interest in presently?

23 A. I honestly don't know. There  
24 has been a lot of filings through the  
25 years. I don't know what's open and what

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2 is closed. I would have to go and talk to  
3 SWIFT, the company. I don't know how they  
4 spell it. It is definitely not like the  
5 typical way that you would spell the word  
6 or maybe it is. I don't know. Everything  
7 looks strange online.

8 Q. Now, at one point recently you  
9 had offered to pay my clients in full for  
10 their judgments; is that correct?

11 A. Yeah. We had a settlement  
12 agreement in place and under the Section 55  
13 or 52 or 56, around that area, we needed to  
14 get a document from you guys to help  
15 facilitate that inbound deposit to close  
16 out the necessary funds to pay over to you  
17 guys, but we were unable to find -- we  
18 weren't able to get that documentation  
19 signed and delivered to the bank so we  
20 could do a deposit and settle up with your  
21 clients, which I have wanting to do for  
22 quite some time now. It is definitely  
23 getting in the way of settlement and for  
24 this to be completed. Unfortunately,  
25 without that documentation it will be

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2 impossible to get the funds in and out too,  
3 so it is a gating issue and it is  
4 unfortunate because I don't want anybody to  
5 have to wait longer than they do to get  
6 their funds.

7 Q. So you have the money to pay  
8 the judgments if you get this one document,  
9 right?

10 A. If we are able to get this  
11 document, then I should be able to get the  
12 funds transferred in and then transferred  
13 out.

14 Q. So I will ask you the question  
15 again.

16 You have the money to pay the  
17 judgments if you get this one document,  
18 correct?

19 A. If we get the document settled  
20 and they release the inbound and outbound  
21 on the accounts, there shouldn't be any  
22 issue. Although, it is becoming a gating  
23 issue because it is risking the principal  
24 because I can't get receivables in for  
25 anything until that's done and the longer

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2 that goes on, the higher the risk is that I  
3 won't get the funds at all.

4 Q. Let me ask you the question.  
5 It is a yes or no question, okay?

6 You have the money to pay my  
7 clients if you wanted so long as you get  
8 one other document from them; is that  
9 correct?

10 A. I should be able to transfer  
11 all of the funds into the account once that  
12 document lifts the hold. These holds have  
13 been on there for some time and depending  
14 on the bank right now, I don't know what  
15 their policies are, but if this document is  
16 done, I feel confident that we can get this  
17 settled out.

18 Q. What document are you referring  
19 to?

20 A. A document -- well, I think it  
21 is a two-parter. The motion document is  
22 part of it. The other part of it is the  
23 release of the subpoena on the accounts.

24 Q. So you need your accounts  
25 unfrozen; is that correct?

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2 A. Yes.

3 Q. What's the other document that  
4 you need in order to pay my clients in  
5 full?

6 A. Well, according to the  
7 agreement that they had, the appeal of the  
8 motion.

9 Q. I don't know what you are  
10 talking about. What motion?

11 A. The motion for contempt. It is  
12 also causing an issue because that's an  
13 outstanding thing and it really does cause  
14 issues with banks then they see that there  
15 is a motion for contempt. They want to  
16 stay away from stuff like that.

17 Q. Who told you that, Chet?

18 A. Virtually every banker that I  
19 have spoken to.

20 Q. Who was the last banker that  
21 you spoke to that said that the contempt  
22 motion was an obstacle for you paying my  
23 clients what you owe them?

24 A. That's not what they said.  
25 They said it is an obstacle when banking

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2 with people.

3 Q. So if your accounts were  
4 unfroze and we vacate the contempt motion  
5 and/or abandon the contempt proceeding,  
6 then you can pay my clients; is that  
7 correct?

8 A. I feel confident it would go  
9 through.

10 Q. Okay. Where are you going to  
11 get the money from, Chet?

12 A. Well, there are a couple of  
13 options that I have right now, but right  
14 now I don't want to go into too much  
15 without risking the actual principle by  
16 talking without a public record, but there  
17 is one option that I have right now that I  
18 am confident that will go through and I  
19 think we can go ahead and close that out.  
20 There is a paid service that we have that  
21 we would be able to go and extend and that  
22 would cover the difference.

23 Q. I'm sorry, what was the last  
24 part that you said?

25 A. That would cover the difference

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2 that's needed.

3 Q. So you have access to funds  
4 somewhere; is that correct?

5 A. No. It is not that I'm sitting  
6 on funds and not wanting to move forward.  
7 It is that I have access to bring in  
8 revenue which would cover the difference.

9 Q. How are you going to bring in  
10 revenue to cover over a million dollars  
11 worth of judgments?

12 A. There are services that a third  
13 party has that's well established that I  
14 can go ahead and provide and it is a nice  
15 way to go ahead and get the services  
16 provided for one party and also get the  
17 funds for another party.

18 Q. You will have to explain that  
19 to me because it sounds like you have  
20 access to funds, but you are not paying  
21 them over. I want to know who the third  
22 party is and explain how you propose to pay  
23 these judgments.

24 A. Simply we would provide  
25 services to another person who would get

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2 that through an established first party,  
3 somebody that is well known and respected  
4 and trusted and they would go ahead and in  
5 turn pay us the servicing fee and we would  
6 out of our revenue profit base, after our  
7 costs, would pay that amount to the  
8 clients. It is not that complicated. It  
9 is like revenue in any business. You are a  
10 lawyer. You charge for that and you have  
11 your fees and your hard costs and your  
12 office. Once those are deducted, then the  
13 rest of the fees go to a profit base and  
14 anything after costs or costs incurred or  
15 bills and so on would then go to what you  
16 call your profit or what you report as your  
17 profit and file with the IRS for taxes,  
18 just like any business works and then you  
19 provide the services and then you put the  
20 profit in a separate account and utilize it  
21 for whatever things you need to do.

22 Q. What services are you going to  
23 provide that's going to be worth a million  
24 dollars?

25 A. There are a lot of services



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2 that you could provide. Consultation  
3 services. There are a few third-party  
4 companies. They could provide valuable  
5 hosting services and also provide access to  
6 space. There is also media that you can do  
7 from that standpoint, media encoding.  
8 There is a lot of stuff that's out there  
9 that can be really valuable, especially in  
10 this day and age and right now there is a  
11 great demand for it, so it is something  
12 that takes times and it usually takes time.  
13 We believe that it is going to move forward  
14 very, very quickly, but that's what we  
15 thought at the start of the month, but we  
16 are still waiting on that.

17 Q. Do you have anything in the  
18 works?

19 A. That's precisely what we are  
20 trying to do right now.

21 Q. What do you mean by that?

22 A. That's precisely what we are  
23 trying to finish right now.

24 Q. Have you reached out to  
25 potential customers to provide services to

1 C. STOJANOVICH

2 them?

3 A. Customers have reached out to  
4 us, but yeah.

5 Q. Is Troy Cunningham one of your  
6 customers?

7 A. No. Troy is not one of my  
8 customers right now. Troy and I had a bit  
9 of a falling out and we are not doing any  
10 business together right now.

11 Q. What business were you in  
12 together?

13 A. Well, I was a customer at  
14 Wattum.

15 Q. Can you spell that?

16 A. Yeah. I spelled it at the  
17 beginning of the deposition. It is  
18 W-A-T-T-U-M.

19 Q. What kind of company was that?

20 A. It is a hosting company. They  
21 also do hardware resales.

22 Q. When were you last involved  
23 with Wattum?

24 A. Well, I actually heard from  
25 them the other day. I'm still waiting. It

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2 has been three and a half months for  
3 services that I paid for that have been  
4 rendered. I don't know what that's about,  
5 but I inquired about it again. A lot of  
6 the spaces here sometimes, you know, it is  
7 hard to calculate electricity. People come  
8 up short or they make mistakes and overbook  
9 like a hotel does and that can lead to  
10 outages of service or not enough vacancy,  
11 if you will, and it is a pretty common  
12 things that could happen with the locations  
13 as opposed to level 3 data centers. Level  
14 3 data centers don't make that mistake  
15 usually.

16 Q. Does anybody owe you money?

17 A. Yeah, up north in Canada.

18 Q. Have you been to Canada lately?

19 A. I have. I was trying to settle  
20 the money that I was owed for the very  
21 purpose of the settlement.

22 Q. Where did you go in Canada?

23 A. I went up to or back to go to  
24 Bitfarms and tried to get what we are owed  
25 in terms of hardware and money.

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2 Q. What happened?

3 A. I'm still -- it has been a  
4 lengthy process going back and forth with  
5 them.

6 Q. Do you have any plans to move  
7 to Canada?

8 A. Not right now.

9 Q. Did your fiancée tell Paul Wu  
10 you were moving to Canada?

11 A. We are considering Montreal,  
12 but it is not something we are going to do  
13 right now. Maybe down the line, maybe in a  
14 couple of months. Staying up there is  
15 nice, but I do not like to leave New York.  
16 Unfortunately, I don't have a lot of  
17 options right now and until I find a place,  
18 I will be going back and forth just to get  
19 this settled out.

20 Q. When you leave here today,  
21 where are you going to sleep tonight?

22 A. I'm not sure yet. I don't know  
23 when I'm leaving yet and I don't know what  
24 the timeline looks like.

25 Q. If you get out of here by 3:00,

1 C. STOJANOVICH

2 where are you going to go next?

3 A. I have to look it up. I have  
4 to find it.

5 Q. You don't have a place to stay  
6 tonight?

7 A. No because I don't know what my  
8 day is going to be like with today's  
9 deposition.

10 Q. Do you have an apartment  
11 anywhere?

12 A. I mean unless you call hotels  
13 apartments, but --

14 Q. I'm sorry?

15 A. Unless you call a hotel an  
16 apartment.

17 Q. What hotel are you staying at?

18 A. Well, I'm saying I have stayed  
19 at hotels, but they are not really  
20 apartments.

21 Q. Do you have a hotel tonight?

22 A. No, I haven't booked it yet.

23 Q. Where did you come from today?

24 A. I came from upstate. You know  
25 that. I was in upstate by Chestertown.

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2 Q. Where?

3 A. Upstate by Chestertown. I  
4 don't know. There is not a lot out there.  
5 You know that.

6 Q. Were you at somebody's house?

7 A. Nope.

8 Q. Were you at a hotel?

9 A. I was out there for a while  
10 trying to get the -- my vehicle broke down  
11 on Monday, which I notified John Harwick of  
12 because I wanted to see if we could go  
13 ahead and do this a little bit closer to  
14 where I was while I was sorting through the  
15 issues of the logistics of the breakdown,  
16 and unfortunately, I was tied up all week  
17 dealing with this nonsense and I ended up  
18 having a little bit of luck. I was able to  
19 rent a vehicle and I was able to get down  
20 here, a separate rental vehicle --

21 Q. Try to listen to my question.  
22 My clients unfortunately have to pay for  
23 this, so try to listen to my question and  
24 answer it. Here is the question again.

25 Where are you staying in

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2 Upstate New York?

3 A. I'm not staying anywhere right  
4 now. I don't have anywhere settled, per  
5 say.

6 Q. Okay. Where did you stay when  
7 you were in Chestertown?

8 A. I didn't stay in Chestertown.  
9 That's where the car was stranded. I  
10 wasn't staying in Chestertown. I have been  
11 between like Plattsburgh, Chestertown. I  
12 was up in Montreal for a day. I am not  
13 staying in one place right now.

14 Q. Okay. Where did you sleep last  
15 night?

16 A. In the car.

17 Q. Where did the sleep the night  
18 before that?

19 A. I think it was a night in  
20 Montreal.

21 Q. Where did you stay in Montreal?

22 A. I was -- I think it was  
23 downtown somewhere. It is one of their  
24 buildings they have down there, one of  
25 their rental buildings, a hotel, Airbnb

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2 kind of things.

3 Q. What is the name of it?

4 A. Honestly, I don't know. When  
5 you stay in this many places between places  
6 you don't keep track of everything.

7 Q. How did you pay for that?

8 A. With money, the same way that  
9 you --

10 Q. With cash or debit card?

11 A. Honestly, I don't pay attention  
12 that closely to how I process payments. I  
13 don't want to be dishonest about what I'm  
14 doing, so I would have to go ahead and look  
15 that up. If it is a very important  
16 question to you, then I will find an  
17 answer.

18 Q. What would you have to look at,  
19 Chet?

20 A. I would have to look up how I  
21 paid for it. I don't want to bear false  
22 witness and sit here and lie.

23 Q. What would you have to look at,  
24 Chet?

25 A. I would have to go look and



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2 see, go online and see what the payment or  
3 how the payment was made.

4 Q. What would you look at online,  
5 Chet?

6 A. Go to like Airbnb or Expedia or  
7 whatever venue that I was using, which I  
8 don't know what that is because I don't  
9 have a reference point nor do I have a  
10 phone or a computer with me, so there is no  
11 way to know that. Is this really important  
12 for you to know, like where I was staying  
13 and how I paid for the place? It is a  
14 hotel.

15 Q. I want to know where your bank  
16 account is, Chet, so I can freeze it.  
17 Where is your bank account?

18 A. My bank account, like I told  
19 you before, I have one account at RBC and  
20 that bank account closed. I have the  
21 Santander account. That's the only other  
22 account that I have right now that's  
23 active. I don't have any other debit  
24 cards, so it is literally that simple. It  
25 is not that complicated. I told you the

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2 banks that I have. I'm not going to tell  
3 you a different answer.

4 Q. So it is your testimony that  
5 the only banks that you have right now are  
6 Santander, correct?

7 A. Santander and I have RBC, as  
8 you well know. That's closed and then I  
9 have the frozen accounts over at Capital  
10 One and JPMorgan, all of which I am trying  
11 to make sure are unfrozen, so I can pay  
12 your clients the full amount.

13 Q. I still don't understand how  
14 you are going to get a million dollars to  
15 pay my clients. You are going to work for  
16 that money and provide consulting services  
17 and then pay them; is that your testimony?

18 A. What I am saying is between  
19 providing consulting services and getting  
20 in touch with other third-party companies  
21 that can provide the necessary services  
22 that they need especially things that --  
23 there are companies that provide housing  
24 services, like data center services that we  
25 have knowledge of that help people get into

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2 the necessary space that they need to, that  
3 we know are reputable that we can trust.  
4 That's the most important things because we  
5 want to get them a space where they can go  
6 ahead and expand and grow and we  
7 basically --

8 Q. Already, Chet. When you say  
9 "we", who are you referring to?

10 A. We as in the proverbial, we as  
11 in a company.

12 Q. As in you?

13 A. No. The company, not the  
14 proverbial --

15 Q. Well, what companies are you  
16 referring to, Chet?

17 A. There are a lot of companies  
18 out there that provide these kind of  
19 services. You look at a company that --

20 Q. Well, you say we provide  
21 services. My question, Chet, was when you  
22 say we can provide services --

23 A. I'm talking about the space  
24 itself. When I say, you know, services we  
25 could provide as in people that work in the

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2 space of providing services, so Equinox,  
3 stuff like that, like companies like  
4 Internap, companies like that, very big  
5 companies, established.

6 Q. What computers do you own,  
7 Chet?

8 A. Right now I don't even know if  
9 I have a functional laptop because of what  
10 happened. I think most of that stuff has  
11 been chocked up. I have to figure out if I  
12 even have a warranty.

13 Q. Here is the question again,  
14 Chet. What computers do you currently own?  
15 List them for me.

16 A. I had a MacBook. That's dead.

17 Q. I don't want to know about  
18 MacBooks that are dead. I want you to list  
19 for me on the record under oath what  
20 computers, tablets or phones you currently  
21 own or have access to.

22 A. Well, I have one and you don't  
23 want to hear about anything that was  
24 affected by the power surge? For a point  
25 of clarity, you don't want to hear anything

1 C. STOJANOVICH

2 that -- are you there?

3 Q. Here is the question again. It  
4 is not that difficult. List for me the  
5 phones, tablets, computers, laptops or hard  
6 drives you currently own or have access to.

7 A. Okay. Well, like I said  
8 before, I had a power surge at my place  
9 which burned out most of my equipment, so I  
10 don't have any desktops left. The only  
11 thing I have is my -- I have to see if I  
12 can get it working with Apple, but the  
13 Apple warranty is no longer on it. I had  
14 an Apple laptop and then I had a black --

15 Q. Not what you had, Chet. Here  
16 is the question one more time.

17 A. It is not gone. I have it. It  
18 is just not working right now.

19 Q. Stop. I'm going to give you  
20 some instructions. I want you to list for  
21 me each computer, laptop, hard drive, phone  
22 or tablets that you currently own or have  
23 access to, whether or not they are working.  
24 I want you to list them for me.

25 A. Working or not?

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2 Q. Correct.

3 A. That's what I was asking. So I  
4 have my cell phone, which I have a Nokia  
5 right now. I have an old Galaxy somewhere.  
6 I have to find out where it is. I'm not  
7 really sure where it is at. I have two  
8 laptops, a Windows and a Mac and neither  
9 one of them is properly working, of course.  
10 I'm still trying to get the data retrieved  
11 or see if I can even fix them and then I  
12 had a desktop and that desktop is not  
13 working right now and it is burnt out, so I  
14 don't even know if it is worth selling.

15 Q. Any other computers, laptops  
16 desktops, tablets or phones that you  
17 currently own or have access to; yes or no?

18 A. Not that I can think of right  
19 now.

20 MR. HARWICK: We are going to  
21 request that those devices be  
22 produced for forensic examination.  
23 We will give you a time and date for  
24 that production. That production  
25 will be in New York City unless you

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2 are telling me you are living  
3 somewhere else.

4 Q. Where would we call your  
5 residence these days?

6 A. I said I am between places.  
7 Hard to say.

8 Q. Does your fiancée have her own  
9 apartment?

10 A. No. She doesn't have an  
11 apartment. She lives with her family when  
12 she is not with me.

13 Q. Where does her family live,  
14 Chet?

15 A. I think her dad lives in -- he  
16 is in the Los Angeles ares.

17 Q. When was the last time you saw  
18 her?

19 A. I saw her the day before  
20 yesterday.

21 Q. Where?

22 A. Here.

23 Q. In New York City?

24 A. Not in New York City -- in New  
25 York.

1 C. STOJANOVICH

2 Q. Where in New York?

3 A. We also were in Montreal a few  
4 days before that too.

5 Q. Does she have a Facebook page?

6 A. I don't know. I don't deal  
7 with Facebook or that stuff. I'm sure -- I  
8 think almost every girl has one, but I  
9 don't know what she does with it.

10 Q. Do you own any stocks?

11 A. I have no idea. I know Morgan  
12 Stanley has not done any trades and that's  
13 the brokerage account that I have. I don't  
14 have any other brokerage accounts to my  
15 knowledge. I checked to see if there is  
16 anything out there. I don't have the app  
17 that I used to have, but there was an app  
18 that I had that put out the stocks that I  
19 had. They are either negligible or next to  
20 nothing.

21 Q. Are you willing to turn over  
22 the money in the Morgan Stanley account to  
23 partially satisfy their judgment?

24 A. I am looking to fully satisfy  
25 the settlement.



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2 Q. Are you willing to turn over  
3 the money in the Morgan Stanley account to  
4 my clients to partially satisfy their  
5 judgments now?

6 A. That's not in line with the  
7 settlement agreement. I said I would  
8 settle the full settlement.

9 Q. The answer is no?

10 A. Well, it is not no. It is a  
11 little more complicated than that.

12 Q. It is actually not. You can  
13 authorized the wire of that money to my  
14 account and that would partially satisfy my  
15 client's judgment. Are you willing to do  
16 that voluntarily or do I need to get the  
17 sheriff involved?

18 A. No. I just need to be able to  
19 open the account to do transfers.

20 Q. I can authorize the unfreezing  
21 of that account for that specific purpose.  
22 Are you willing to do that; yes or no,  
23 Chet?

24 A. Well, once we get the  
25 documentation, I would be more than happy

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2 to satisfy the full judgment.

3 Q. And you are going to satisfy  
4 the full judgment by trying to provide  
5 consulting services to third parties and  
6 other things like that? You don't have the  
7 money now; is that correct?

8 A. Well, I don't have the money in  
9 my account right now because I can't move  
10 anything around with my banks. You froze  
11 up my bank accounts.

12 Q. Right. Where would you move  
13 the money from to satisfy my client's  
14 judgment?

15 A. Well, I would be paid for  
16 basically services.

17 Q. Okay. So you would earn the  
18 money to satisfy my client's judgment; is  
19 that correct?

20 A. Yeah.

21 Q. Right, but you don't have a  
22 million dollars -- Chet, this is a yes or  
23 no question. Currently sitting here today,  
24 do you have access to a million plus  
25 dollars to satisfy my client's judgments;

1 C. STOJANOVICH

2 yes or no?

3 A. In revenue I can bring in a  
4 million dollars.

5 Q. Do you have it today; yes or  
6 no?

7 A. Do I have it in my pocket  
8 today?

9 Q. Not in your pocket. Do you  
10 have access to it in some account or in  
11 some form?

12 A. No. I'm not holding it in some  
13 secret account that I am not telling you  
14 about. It is literally something that I'm  
15 waiting to come in.

16 Q. Where is it coming in from?

17 A. It is going to be coming in  
18 from any number of clients.

19 Q. Do you have contracts now with  
20 these clients?

21 A. Well, it is nothing that I can  
22 execute right now because I don't have the  
23 ability to take in revenue.

24 Q. This is a yes or no question.  
25 Remember, you are under oath, Chet. This

1 C. STOJANOVICH

2 will be read to the federal court judge.

3 Do you have contracts with clients now?

4 A. I can't execute a contract with  
5 a client in good faith while I have a  
6 subpoena on my account so I won't do that  
7 with them until we have this lifted.

8 Q. You can't open up a new account  
9 somewhere?

10 A. I spoke to you about this  
11 before. Opening new accounts and trying to  
12 transfer over 7 figures will cause some  
13 serious issues with transfers and it can  
14 get them held up for weeks on end, even  
15 months. I will not go ahead and do that  
16 when multiple banks told me that when you  
17 transfer that kind of money without a prior  
18 history --

19 Q. What money are you going to  
20 transfer, Chet? I am confused. Try to  
21 explain that to me. You don't have money  
22 to transfer now; is that correct?

23 A. I didn't say that at all. What  
24 I was saying right now was that I have this  
25 already lined up. I have been waiting to

1 C. STOJANOVICH

2 go ahead and move forward, but I cannot do  
3 that in good faith and ethically speaking,  
4 and I don't know about legally speaking  
5 because I won't be able to execute it, so  
6 long as I have holds on my accounts. It is  
7 really simple.

8 Q. So you think that if we lift  
9 the hold on your account, you would be able  
10 to enter into this new business  
11 relationship, earn a million dollars and  
12 pay off my clients; is that what you are  
13 saying?

14 A. Yup.

15 Q. Well, when did you open up the  
16 Santander account?

17 A. Last week.

18 Q. So you can open up a new  
19 account, right?

20 A. It is a personal checking  
21 account, but I can't put this through a  
22 personal checking account.

23 Q. I'm sorry? What about a  
24 personal checking account?

25 A. A personal checking account I

1 C. STOJANOVICH

2 don't use for business.

3 Q. Well, since we obtained a  
4 judgment against you, you created and  
5 formed and operated under Phoenix Data;  
6 isn't that true?

7 A. There was three parts to that.  
8 Could you clarify?

9 Q. When did you open up Phoenix  
10 Data?

11 A. I don't know the exact date. I  
12 would have to look that up.

13 Q. It was after we got a judgment  
14 against you, correct?

15 A. What was that?

16 Q. It was after we obtained a  
17 judgment against you, correct?

18 A. I don't know.

19 Q. Do you know what jurisdiction  
20 that was formed in?

21 A. No, I don't have the filing  
22 documents or the Articles of Incorporation.  
23 I don't have any of that information.

24 Q. But you have access to them  
25 online; is that correct?

1 C. STOJANOVICH

2 A. I would have to check.

3 Q. Is that through SWIFT?

4 A. I think it was SWIFT. I'm not  
5 sure. I would have to check. I don't want  
6 to speak out of turn. Any of these answers  
7 I am more than happy to answer. I just  
8 need to have the appropriate time to go  
9 ahead and do the homework.

10 Q. Is there a company called  
11 Phoenix Investments, as well?

12 A. Phoenix Investments? I think  
13 that was something that we were trying to  
14 move forward with, but it didn't work. I  
15 don't know if it was ever filed.

16 Q. Does it have a website?

17 A. I don't know. Someone was  
18 doing some web development. I don't know  
19 if they actually created a page for it or  
20 not, but they were doing web development  
21 with a couple of different brands.

22 Q. Were you involved in Phoenix  
23 Investments?

24 A. I don't even know if Phoenix  
25 Investments was ever launched.

1 C. STOJANOVICH

2 Q. Did that have an address of 100  
3 Wall Street, New York?

4 A. Like I said, how could I  
5 possibly know that question when I just  
6 answered the previous question? I don't  
7 know. I don't know enough about it to go  
8 ahead and speak with absolute confidence  
9 and validity.

10 Q. When was the last time you  
11 talked to your mother?

12 A. I don't know. It has been  
13 months.

14 Q. I'm sorry?

15 A. It has been months. Are you  
16 talking about my biological mother?

17 Q. Yes.

18 A. It has been a long time. Why?

19 Q. Were you talking about your  
20 stepmother when you said you talked with  
21 your mother a few months ago?

22 A. No. That's why I was trying to  
23 get clarity. My father raised me. My  
24 mother wasn't really in the picture when I  
25 was younger, so when you say mother, I need



1 C. STOJANOVICH

2 a little more specificity.

3 Q. Has any of your family members  
4 reached out to you to notify you that they  
5 have been subpoenaed in this case?

6 A. No way.

7 Q. What's your mother's name?

8 A. Suzanne.

9 Q. What's her last name?

10 A. I don't know if she still uses  
11 her husband's name or her ex-husband's name  
12 or not, but it was Berman before.

13 Q. What's her address?

14 A. I have no idea. I don't think  
15 I have that written down somewhere. I  
16 haven't seen my mom in over three years  
17 now. I think it has been since before  
18 2019, like right around early 2019 because  
19 since COVID started, it has been very hard  
20 to travel.

21 Q. Have you filed for bankruptcy?

22 A. No.

23 Q. Are you aware of any criminal  
24 proceedings that have been commenced or  
25 started against you?

1 C. STOJANOVICH

2 A. I haven't had any confirmed.

3 Q. Okay. Have you heard of  
4 possibilities?

5 A. From you.

6 Q. Have you ever been contacted by  
7 the FBI?

8 A. Not to my knowledge. I talked  
9 to the FBI to help them out and stuff  
10 before, but it never materialized into a  
11 real conversation.

12 Q. Who did you talk to at the FBI?

13 A. I don't think you heard what I  
14 said. It didn't materialize into a full  
15 conversation. I offered to help them out.

16 Q. Have you ever been interviewed  
17 by Special Agent Blair Deil from the FBI?

18 A. No, I haven't been interviewed  
19 by them, but I offered to help him.

20 Q. Would you be willing to give  
21 the FBI a statement?

22 A. Absolutely not.

23 MR. HARWICK: Okay. It is  
24 12:30 and we have been going for  
25 about an hour, so let's take a break.

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2 What I want you to do during  
3 the break, Chet, is I want you to go  
4 down to your car or storage locker  
5 and get your phone, whatever  
6 paperwork you have with you today  
7 that.

8 THE WITNESS: I don't have any  
9 paperwork with me today. I didn't  
10 bring anything with me.

11 MR. HARWICK: Go get your phone  
12 and your wallet and we will come back  
13 at noon. That's going to give you  
14 enough time to get that.

15 THE WITNESS: What time is it  
16 now? You said come back at noon?

17 MR. HARWICK: Or before, if you  
18 can get back before then.

19 THE COURT REPORTER: It is  
20 12:30.

21 MR. HARWICK: Oh, I'm sorry.  
22 Strike that. We will come back at  
23 1:00 and I want you to bring your  
24 phone with you and your wallet and  
25 any other financial documents or

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2 computers or anything that you have  
3 with you in your car.

4 THE WITNESS: I don't.

5 MR. HARWICK: I want you to  
6 take a picture of the license plate  
7 of your car and you have the rental  
8 agreement in the car or some  
9 insurance info in the car, don't you?

10 THE WITNESS: I think it is  
11 done digitally, but I can check and  
12 see.

13 MR. HARWICK: So bring that all  
14 back with you. We will take a break  
15 until 1:00, okay?

16 THE WITNESS: Until 1:00? I  
17 don't think you understand how far  
18 away this stuff is.

19 MR. HARWICK: Come back when  
20 you come back.

21 What did you just pick up  
22 there, Chet? What was that?

23 THE WITNESS: This is my  
24 medicine.

25 MR. HARWICK: What kind of

1 C. STOJANOVICH

2 medicine?

3 THE WITNESS: My medicine for  
4 my CMT -- my neuropathy.

5 MR. HARWICK: Why don't you go  
6 to your car and bring back with you  
7 any documents that you have that are  
8 in response to my subpoena or demands  
9 including the rental agreement or any  
10 information that you have about the  
11 rental car that you have. I want to  
12 see your phone and I want to see your  
13 wallet, okay? What else is in your  
14 car?

15 THE WITNESS: I have my wallet  
16 in my car. There is not much in it.  
17 It has my driver's license -- well,  
18 not my driver's license.

19 MR. HARWICK: Is your  
20 girlfriend or fiancée with you today?

21 THE WITNESS: No. We are  
22 apart.

23 MR. HARWICK: I'm sorry?

24 THE WITNESS: We are apart.

25 MR. HARWICK: Where is she

1 C. STOJANOVICH

2 today?

3 THE WITNESS: I don't know. We  
4 are just doing a little break right  
5 now.

6 MR. HARWICK: Okay. Go down  
7 and get your phone, Chet. Get your  
8 wallet.

9 THE WITNESS: I can get my  
10 phone. I don't have anything else  
11 with me, so I don't know what else I  
12 am supposed to bring.

13 MR. HARWICK: Well, you have  
14 your wallet. I want to see your  
15 wallet. Bring it all back.

16 THE WITNESS: Fine.

17 MR. HARWICK: Let's adjourn  
18 until 1:00, please.

19 THE VIDEOGRAPHER: We are going  
20 off the record at 12:33 p.m.

21 (Whereupon, a short recess was  
22 taken.)

23 THE VIDEOGRAPHER: Back on the  
24 record at 1:30 p.m.

25 MR. HARWICK: Again, this is

1 C. STOJANOVICH

2 John Harwick. We are back on the  
3 record. The time is now 1:31 p.m.

4 We had taken a break from this  
5 deposition at approximately 12:30  
6 p.m. to allow Mr. Stojanovich to go  
7 to his rental car, get a copy of his  
8 rental agreement, a copy of his --  
9 not get a copy, but rather retrieve  
10 his wallet and to also retrieve his  
11 phone, which we intended to examine  
12 as part of this deposition along with  
13 his wallet. The time is now 1:31.  
14 Mr. Stojanovich has not come back and  
15 we made it expressly clear on the  
16 record that we were to begin again at  
17 1:00 p.m.

18 For the record, I did try  
19 calling his number that he had given  
20 us on the record here. That number  
21 is area code 310-824-3903. When I  
22 dialed that number, it rang and rang.  
23 It went to voicemail and the  
24 voicemail box was full, so I was  
25 unable to leave a message.

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2 I will attempt to continue this  
3 deposition via communication through  
4 Chet by phone and e-mail and we will  
5 be pursuing the remedy of civil  
6 and/or criminal contempt for his  
7 failure to comply with the court's  
8 directive with the lawfully issued  
9 subpoenas and with the other requests  
10 that I have made at this deposition  
11 and at his former deposition.

12 So with that, we are going to  
13 close this record. I would ask the  
14 videographer to confirm that  
15 Mr. Stojanovich is not in the room;  
16 is that correct?

17 THE VIDEOGRAPHER: No, he is  
18 not in the room.

19 MR. HARWICK: Okay.

20 Would it be possible for you to  
21 go and check the waiting room  
22 outside? I'm not familiar with the  
23 offices, but is there a waiting room  
24 to see if he is out in the hall or  
25 anything?



1 C. STOJANOVICH

2 THE VIDEOGRAPHER: Yeah, I will  
3 take a look.

4 MR. HARWICK: Let's just allow  
5 for that and we will go off the  
6 record for now.

7 (Pause.)

8 THE VIDEOGRAPHER: He is not  
9 there.

10 MR. HARWICK: So you have gone  
11 out in the hallway in the waiting  
12 area and you were unable to locate  
13 Mr. Stojanovich?

14 THE VIDEOGRAPHER: Yes.

15 MR. HARWICK: Again, what's  
16 your name for the record?

17 THE VIDEOGRAPHER: Matthew  
18 Chin-Quee.

19 MR. HARWICK: What company are  
20 you with?

21 THE VIDEOGRAPHER: Veritext.

22 MR. HARWICK: Got it. Great.  
23 We will conclude.

24 I am reserving our rights and I  
25 thank everybody for participating.

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C. STOJANOVICH

THE VIDEOGRAPHER: This marks  
the end of the deposition. We are  
going off the record at 1:34 p.m.

(Whereupon, at 1:34 P.M., the  
Examination of this witness was  
concluded.)

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C. STOJANOVICH  
D E C L A R A T I O N

I hereby certify that having been  
first duly sworn to testify to the truth, I  
gave the above testimony.

I FURTHER CERTIFY that the foregoing  
transcript is a true and correct transcript  
of the testimony given by me at the time  
and place specified hereinbefore.

-----  
CHET STOJANOVICH

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

-----  
NOTARY PUBLIC

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C. STOJANOVICH

E X H I B I T S

EXHIBIT	EXHIBIT	PAGE
NUMBER	DESCRIPTION	
(None)		

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QUESTIONS MARKED FOR RULINGS

PAGE	LINE	QUESTION
(None)		

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C. STOJANOVICH

C E R T I F I C A T E

STATE OF NEW YORK )

**: SS . :**

COUNTY OF NASSAU )

I, CATHY LEONE, a Notary Public for  
and within the State of New York, do hereby  
certify:

That the witness whose examination is  
hereinbefore set forth was duly sworn and  
that such examination is a true record of  
the testimony given by that witness.

I further certify that I am not related to any of the parties to this action by blood or by marriage and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto  
set my hand this 14th day of March 2022.

Carly Leone

**CATHY LEONE**

CASE NAME: Holmes, Alex v. Chet Mining Company LLC, Etal  
DATE OF DEPOSITION: 3/4/2022  
WITNESSES' NAME: Chet Stojanovich

[illegible]

SUBSCRIBED AND SWORN TO BEFORE ME  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

**MY COMMISSION EXPIRES:**

[&amp; - apart]

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[apartment - car]

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Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate. The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

DISCLAIMER: THE FOREGOING FEDERAL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.

THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE FEDERAL RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

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COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

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